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February 17, 2006

BY HAND DELIVERY

Jeff S. Jordan, Esq.
Federal Election Commission
999 E Street, NW
Washington, DC 20463

Re: MUR 5696

Dear Mr. Jordan:

On behalf of John Kerry for President, Inc., Kerry-Edwards 2004, Inc., Kerry-Edwards 2004 General Election Legal & Accounting Compliance Fund and David Thorne, as Treasurer (collectively, "the Committee"), this letter is submitted in response to the complaint filed by Robert F. Tulloch ("the Complaint") and subsequently labeled MUR no. 5696. The Complaint is without merit and should be dismissed immediately. The Complaint alleges that Michael H.R. Buckles and Geraldine Buckles made excessive contributions to Senator Kerry during the 2004 election cycle. In fact, each made contributions in compliance with federal contribution limits.

Based on information in the Committee's database, the primary committee received into its account(s) the following contributions from Michael Buckles:

- | | | | | | |
|----|--------|-----------|-------------|--------------------|------------------------------|
| 1. | \$2000 | 4/20/2004 | Credit Card | On-Line | May Monthly (page 1393) |
| 2. | \$2000 | 8/19/2004 | Credit Card | GELAC Solicitation | September Monthly (Page 288) |

The Committee's database contains the following information on contributions from Geraldine Buckles:

- | | | | | | |
|----|--------|-----------|-------------|--------------------|------------------------------|
| 1. | \$2000 | 4/20/2004 | Credit Card | On-Line | May Monthly (page 1392) |
| 2. | \$2000 | 8/19/2004 | Credit Card | GELAC Solicitation | September Monthly (Page 288) |

[40493-0004/DA060480 005]

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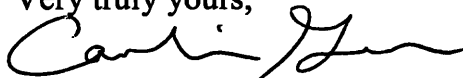
In both cases, the second contributions were intended to be made to the Kerry-Edwards 2004 General Election Legal & Accounting Compliance Fund ("GELAC"). However, due to a banking error, the contributions, which were made by credit card, were misdirected/credited to a primary committee account rather than a GELAC account as intended.

The primary committee discovered the problem of misdirected GELAC credit card contributions in September 2004. After discovering this banking error, the primary committee made a transfer of funds to the GELAC account for all misdirected GELAC credit card contributions. The documentation relating to the remedy of this inadvertent banking error was reviewed by the Commission's auditors during the mandatory audit of the Committee, and the Committee is not aware of any additional remedial action being required beyond the steps that the Committee took at its own initiative during the fall of 2004.

In order to ensure complete and accurate disclosure, the primary committee reported the transfer to GELAC as a transaction on Schedule B, Line 24 (Transfers to Other Authorized Committees) of its October Monthly report (Page 341). The transaction was dated 9/30/2004. On its October Monthly report, GELAC reported the receipt of the transfer on Schedule A, Line 18 (Transfers from Other Authorized Committees) (Page 701); the receipt was dated 9/30/2004. In addition, GELAC reported memo entries for all of the underlying contribution transactions related to the transfer. The 8/19/2004 Buckles contributions were two of the underlying transactions. A memo entry of \$2,000 and dated 9/30/2004 (the date of the primary transfer to GELAC) was reported for Michael, as was a similar memo entry for Geraldine.

The Committee's inadvertent banking error did not alter the nature of the Buckles' contributions. The Buckles' contributions to the primary committee and GELAC were within federal contribution limits. The Complaint is without merit and should be dismissed immediately.

Very truly yours,



Marc E. Elias

Caroline P. Goodson

Counsel to John Kerry for President, Inc.

Kerry-Edwards 2004, Inc., and GELAC
and David Thorne, as Treasurer